

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN  
&  
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

FRIDAY, THE 24TH AUGUST 2007 / 2ND BHADRA 1929

WA.No. 2114 of 2007  
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AGAINST THE JUDGEMENT IN WPC.23652/2007 Dated 02/08/2007  
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APPELLANT/PETITIONER:  
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M/S.FAVAZ TIMBER INDUSTRIES,  
EAST MARADY P.O., MUVATTUPUZHA,  
ERNAKULAM DIST., REPRESENTED BY ITS  
MANAGING PARTNER C.S.ASSIS.

BY ADV. SRI.BOBBY JOHN

RESPONDENTS/RESPONDENTS:  
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1. THE INTELLIGENCE OFFICER (INVESTIGATION BRANCH)  
COMMERCIAL TAXES, ERNAKULAM.
2. THE DEPUTY COMMISSIONER (APPEALS)  
COMMERCIAL TAXES, ERNAKULAM.
3. THE CIRCLE INSPECTOR OF POLICE,  
MUVATTUPUZHA.
4. THE DISTRICT COLLECTOR, ERNAKULAM.

BY SR.GOVERNMENT PLEADER MR.MOHAMMED RAFIQ

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION  
ON 24/08/2007, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

**K.S.RADHAKRISHNAN & V.K.MOHANAN, JJ.**

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**W.A.No.2114 of 2007**  
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Dated, this the 24<sup>th</sup> day of August, 2007

**JUDGMENT**

**Radhakrishnan, J.**

Heard learned counsel on either side.

2. Ext.P2 representation filed by the appellant is already pending before the second respondent. He has also preferred Ext.P3 stay petition before the second respondent which is also pending consideration.

3. In the circumstances, we are inclined to dispose of this appeal directing the second respondent to take note of Ext.P3 stay petition and dispose of the same within a period of one month from the date of receipt of a copy of this judgment. Till such time no coercive steps shall be taken against the appellant. We make it clear that we are not expressing any opinion on the merits of the case.

The impugned judgment of the learned Single Judge is modified accordingly.

**K.S.RADHAKRISHNAN, JUDGE**

**V.K.MOHANAN, JUDGE**

vns

